

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: TOMOYUKI NISHIMOTO et al

Art Unit: 1632

Application No.: 10/587,711

371 (c) dated: July 28, 2006

Examiner: Susan Marie HANLEY

I. A. Filed: January 27, 2005

Washington, D.C.

For: METHOD FOR TRANSFERRING A GLUCOSLY RESIDUE

Atty.'s Docket: NISHIMOTO-9

Confirmation No.: 3538

Customer Service Window, Mail Stop Amendment

Date: April 13, 2009 - MONDAY

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Randolph Building, 401 Dulany Street
Alexandria, Virginia 22314

Sir:

Transmitted herewith is a **SECOND PRELIMINARY AMENDMENT AND REPLY TO REQUIREMENT FOR ELECTION OF SPECIES** in the above-identified application.

☐ Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

☒ No additional fee is required.

☐ The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
TOTAL	*	MINUS	** 20	0	x 26	\$		x 52	\$
INDEP.	*	MINUS	*** 3	0	x 110	\$		x 220	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ 195	\$		+ 390	\$
					ADDITIONAL FEE TOTAL			TOTAL	

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefore.

☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity		Other Than Small Entity	
Response Filed Within		Response Filed Within	
<input type="checkbox"/> First	- \$ 65.00	<input type="checkbox"/> First	- \$ 130.00
<input type="checkbox"/> Second	- \$ 245.00	<input type="checkbox"/> Second	- \$ 490.00
<input type="checkbox"/> Third	- \$ 555.00	<input type="checkbox"/> Third	- \$ 1110.00
<input type="checkbox"/> Fourth	- \$ 865.00	<input type="checkbox"/> Fourth	- \$ 1730.00
Month After Time Period Set		Month After Time Period Set	

☐ Less fees (\$) already paid for month(s) extension of time on .

☐ Please charge my Deposit Account No. 02-4035 in the amount of \$.

☐ Credit card payment authorizing payment in the amount of \$.

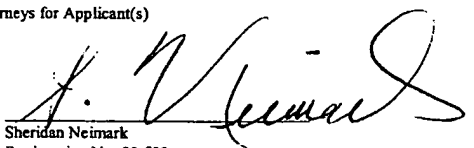
☐ A check in the amount of \$ is attached (check no.).

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

By:


Sheridan Neimark
Registration No. 20,520

Facsimile: (202) 737-3528

Telephone: (202) 628-5197

SN:jnj

G:\bn\S\SUMAW\NISHIMOTO9\PTO\2009-04-13\Coversn.doc